

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

IN RE: GERBER PRODUCTS COMPANY
HEAVY METALS BABY FOOD
LITIGATION

Master File No. 1:21-cv-00269 (MSN/JFA)

This Document Relates to ALL Cases

CONSENT MOTION RE: LITIGATION SCHEDULE

Pursuant to the Court's Case Management Order of May 27, 2022, Plaintiffs and Defendant, by and through their counsel of record, hereby jointly move the Court for an order setting a litigation schedule. The parties state as follows:

1. The parties have met and conferred about appropriate deadlines for the determination of class certification, the completion of fact discovery and expert reports, and summary judgment.
2. The Parties believe that a schedule that calls for a determination of class certification issues as early as possible once sufficient discovery has taken place will assist the parties in evaluating the scope of the case and conserve the Court's and the parties' resources.
3. The parties jointly propose the following litigation schedule:

EVENT	DEADLINE
Plaintiffs file motion for class certification, including supporting expert reports on class issues	December 9, 2022
Defendant files opposition to motion for class certification, including any supporting expert reports on class issues, and Daubert motions on Plaintiffs' class experts	January 27, 2023
Plaintiffs file reply brief in support of class certification, including any rebuttal expert reports on class issues, and any Daubert motions on Defendants' class experts	March 3, 2023
Class certification hearing	March 20, 2023 (or later at the Court's convenience)
Close of fact discovery	April 17, 2023
Deadline to serve affirmative expert reports on merits(non-class) issues	May 17, 2023
Deadline to serve rebuttal expert reports on merits (non-class) issues	June 19, 2023
Close of expert discovery	July 17, 2023
Parties file motions for summary judgment	August 17, 2023

A proposed order is attached for the Court's consideration.

Dated: June 1, 2022

Respectfully submitted,

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